GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – BC Welfare Department – Departmental proceedings under Rule 20 of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 read with Rule 9 of A.P. Revised Pension Rules, 1980 against Sri A. Kumara Swamy, Assistant B.C. Welfare Officer (Now retired), Vizianagaram Rural, Vizianagaram District - Article of Charges – Orders – Issued.

BACKWARD CLASSES WELFARE (D) DEPARTMENT

G.O.RT.No. 93 **Dated: 11-08-2021.**
Read the following:

G.O.Ms.No.10, BC Welfare (D) Dept., dated.11.08.2021.

-:0:-

ORDER:

In pursuance of the sanction accorded by the Government in the reference read above, under Sub-Clause (i) of clause (b) of Sub-Rule (2) of Rule 9 of Andhra Pradesh Revised Pension Rules, 1980 for initiating departmental proceedings against Sri A. Kumara Swamy, Assistant B.C. Welfare Officer(Now retired), Vizianagaram Rural, Vizianagaram District, it is considered necessary to hold an inquiry against the said Sri A. Kumara Swamy, Assistant B.C. Welfare Officer(Now retired), Vizianagaram Rural, Vizianagaram District in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services(Classification, Control & Appeal) Rules, 1991.

2. The substance of the imputations of misconduct or misbehavior in respect of which the enquiry is proposed to be held is set out in the enclosed statement of article of charges (Annexure-I and II). A list of documents by which and a list of witnesses by whom, the article of charges are proposed to be sustained are also enclosed (Annexure-III and IV).

3. Sri A. Kumara Swamy, Assistant B.C. Welfare Officer (Now retired), Vizianagaram Rural, Vizianagaram District, is directed to submit his written statement of defense within ten (10) days of the receipt of this order.

4. Sri A. Kumara Swamy, Assistant B.C. Welfare Officer (Now retired), Vizianagaram Rural, Vizianagaram District, is informed that an inquiry will be held only in respect of those article of charges as are not admitted. He should, therefore, specifically admit or deny article of charge.

5. Sri A. Kumara Swamy, Assistant B.C. Welfare Officer(Now retired), Vizianagaram Rural, Vizianagaram District, is further informed that if he does not submit his written statement of defence on or before the period specified in Para 3 above or otherwise fails or refuses to comply with the provisions of Rule 20 of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 or the orders / directions issued in pursuance of the said rules, the Inquiring Authority may hold the inquiry against him ex-parte.

6. Sri A. Kumara Swamy, Assistant B.C. Welfare Officer(Now retired), Vizianagaram Rural, Vizianagaram District, is informed that Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964 stipulates that under no circumstances, Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interests in representation is received on his behalf from another person in respect of any matter dealt within these proceedings, it will be presumed that the said Sri A. Kumara Swamy, Assistant B.C. Welfare Officer(Now retired), Vizianagaram Rural, Vizianagaram District is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

(P.T.O)

7. The receipt of this G.O. shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

G ANANTHA RAMU
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
Sri A. Kumara Swamy, Assistant B.C. Welfare Officer, Vizianagaram Rural, Vizianagaram District (Now retired) "through" the Director of BC Welfare, A.P., Vijayawada.

Copy to:
The Director of BC Welfare, A.P., Vijayawada. (with a request to serve and return the acknowledged copy and Written Statement of Defense)
SF/SC

//FORWARDED :: BY ORDER//

SECTION OFFICER

[Annexure to G.O.Rt.No.93, BCW(D) Dept., Dt:11.08.2021]

ANNEXURE-I

STATEMENT OF ARTICLE OF CHARGE AGAINST SRI A. KUMARA SWAMY, ASSISTANT B.C. WELFARE OFFICER, VIZIANAGARAM RURAL, VIZIANAGARAM DISTRICT, PREVIOUSLY WORKED AS ASSISTANT B.C. WELFARE OFFICER, SRIKAKULAM-I, SRIKAKULAM DISTRICT:-

While working as Assistant B.C. Welfare Officer, Srikakulam-I, Sri A.Kumara Swamy has committed the following grave misconduct in as much as;-

CHARGE-I :-

That Sri A.Kumara Swamy, the then Assistant BC Welfare Officer, Srikakulam-I caused loss of Rs.1,59,577.20/- for the suiting and shirting cloth during the academic year 2011-2012.

CHARGE-II:

That Sri A.Kumara Swamy, the then Assistant BC Welfare Officer, Srikakulam-I caused loss of Rs.60,345/- for the suiting and shirting cloth during the academic year 2012-2013.

Thus, Sri A.Kumara Swamy, by his above mentioned acts, has exhibited lack of integrity, devotion to duty and conduct, unbecoming of a Government Servant and thereby contravened rule 3(1) & (2) of A.P. Civil Services (Conduct) Rules, 1964.

G ANANTHA RAMU
SPECIAL CHIEF SECRETARY TO GOVERNMENT

//FORWARDED :: BY ORDER//

SECTION OFFICER

[Annexure to G.O.Rt.No.93, BCW(D) Dept., Dt:11.08.2021]

ANNEXURE –II

STATEMENT OF IMPUTATION OF MISCONDUCT IN SUPPORT OF ARTICLE OF CHARGES FRAMED AGAINST SRI A. KUMARA SWAMY, ASSISTANT B.C. WELFARE OFFICER, VIZIANAGARAM RURAL, VIZIANAGARAM DISTRICT, PREVIOUSLY WORKED AS ASSISTANT B.C. WELFARE OFFICER, SRIKAKULAM-I, SRIKAKULAM DISTRICT:-

CHARGE-I :-

That the retired employee, the then Assistant BC Welfare Officer, Srikakulam-I caused loss of Rs.1,59,577.20/- for the suiting and shirting cloth during the academic year 2011-2012.

CHARGE-II:

That the retired employee, the then Assistant BC Welfare Officer, Srikakulam-I caused loss of Rs.60,345/- for the suiting and shirting cloth during the academic year 2012-2013.

FACTS & EVIDENCE:

The Government furnished copies of petitions received by the Government through Vigilance Commissioner, Hyderabad, AP Lokayukta, Hyderabad, Vigilance & Enforcement Department, Deputy Inspector General of Police, CBI, Visakhapatnam etc., on the allegations of corruption and misappropriation of Govt. funds against Smt.R.V.Nagarani, District B.C. Welfare Officer, Srikakulam (now working as Executive Director, B.C. Corporation, Vizianagaram Dist) through Memo No. 4435/Vig.A2/2011-17 dated 07.02.2014 of Backward Classes Welfare (VIG-A2) Department, requested the Director General, ACB, AP, Hyderabad to conduct an enquiry on the petitions and other materials against Smt.R.V.Nagarani and submit a report, so as to submit a report to the A.P. Lokayukta in r/o complaint No. 3517/2012/B2. Accordingly, a Regular Enquiry was taken up by the Bureau on the allegations leveled in the petitions.

During the course of enquiry, the District B.C.Welfare Officer, Srikakulam furnished relevant information, files and records in the month of September, 2015. At the request of the Enquiry Officer, the then District B.C. Welfare Officer, Srikakulam deployed his office Superintendent Sri G.A. Suryanarayana Murthy and Sri M. Raghavendra Rao, FAC Asst. B.C. Welfare Officer, Srikakulam-I to scrutinize the documents and to assist the enquiry officer in the enquiry. The procedure for supply of uniforms to the hostel boarders of B.C. Welfare hostels is as follows:

As per G.O. Ms. No. 41, dated 11.03.2008 of the Social Welfare (Edn.2) Dept., four pairs of uniforms have been supplied to the boarders of B.C. Welfare Hostels and other hostels and the same scale was continued in supply of uniforms to the boarders up to the academic year 2013-14.

As per guidelines of the Government, the cloth required for supply of four pairs of uniforms is calculated as per the following scale:

BOYS:

Sl.No.	Classes	Suiting cloth in Mts.	Shirting Cloth in Mts.	Pad cloth in Mts.
1.	III & IV Class	0.45	1.20	0.15
2.	V & VI Class	0.55	1.30	0.20
3.	VII & VIII Class	1.00	1.40	0.22
4.	IX & X Class	1.05	1.50	0.24

GIRLS

Sl.No.	Classes	Blouse/ Kameez	Skirt/Langa/salwar cloth in Mts.	Pad cloth/Voni/ Chunni
1.	III & IV Class	0.70	1.00 Skirt	0.60 Pad
2.	V & VI Class	0.70	2.70 Langa	0.30 Pad
3.	VII & VIII Class	0.70	2.85 Langa	0.35 Pad
4.	IX Class	2.40	2.10 Salwar	**1.25 Voni**
5.	X Class	2.50	2.20 Salwar	**1.25 Voni**

NOTE: During the academic years 2011-12, 2012-13 and earlier, for girl boarders of 9th & 10th standards, Langas and blouses were supplied instead of Salwar & Kameez at 3.5 meters of cloth for Langa and 0.75 meters of cloth for blouse per boarder.

As per the indents submitted by the Hostel Welfare Officers of the B.C. Welfare Hostels and Asst. B.C. Welfare Officers, the District B.C. Welfare Officer calculates the cloth required for the uniforms of the boarders and submits an indent for the succeeding academic year to the Commissioner of B.C. Welfare, A.P. Hyderabad after December for allotment of estimated cloth.

As per indent, the Commissioner of B.C. Welfare, A.P., Hyderabad allot the cloth and place orders to the APCO to supply the required cloth to the District B.C. Welfare Officers. As per indent, the APCO, A.P., Hyderabad supplies the indented cloth to the Dist. B.C. Welfare Officers along with 4 copies of bills. In the District B.C. Welfare Office, after receiving the stocks, they verify the clothing materials and after tallying with the bills, they return three sets of bills to the APCO acknowledging the receipt of the clothing materials. The APCO has to submit the bills to the Commissioner, B.C. Welfare, AP, Hyderabad for payment of the bills.

After receipt of cloth in the District B.C. Welfare Office, the details of clothing materials received, date of receipt, rate, bill No. etc. are to be entered in the stock register. Later, they call for the detailed indents from the HWOs and Asst. B.C. Welfare Officers for supply of the cloth to the HWOs through ABCWOs. Then an office note has to be circulated and it has to be approved by District B.C. Welfare Officer and has to be obtained before issuing clothing materials to the concerned ABCWOs/HWOs. Then the concerned Asst. of the office of the District B.C. Welfare Officer issue clothing materials to the ABCWOs to supply the same to the HWOs. The details of clothing materials issued, date of issue are to be entered and the signatures of the concerned have to be obtained. They should also prepare an abstract about the balance available at the beginning of the academic year, the materials issued and balance available at the end of the academic year in the stock & issue register should be maintained in the O/o the DBCWO concerned. In the office note, they have to mention the strength of the hostels class wise and cloth required as per the scale prescribed by the Director, B.C. Welfare Department, AP, Hyderabad. Then Hostel wise cloth will be distributed to the ABCWOs as per requirement submitted by the concerned ABCWOs and Hostel Welfare Officers. After receipt of the cloth, the ABCWOs concerned distribute the cloth to the HWOs concerned.

The District B.C. Welfare Officer supplied the files relating to supply of uniform cloth and stock & issue registers of their office for the academic years 2011-12, 2012-13 and 2013-14 and 2014-15.

On verification of the above files and registers, the following aspects were identified year wise.

For charge-I:-

On examination of Sri B.Ravichandra, the present DBCWO, Srikakulam has stated that the uniform cloth was shown supplied to the ABCWOs for supply of 4 pairs of uniforms to the boarders (Boys and girls) during the academic year 2011-12 as per the strength shown below. The total strength of the boys and girls boarders was 11835 during the academic year 2011-12 as per the clothing materials supplied by the District B.C. Welfare Officer. But the District B.C.Welfare Office did not maintain any list of boarders accommodated in the B.C. Welfare Hostels during the academic year 2011-12.

He also stated that Smt. R.V. Nagarani worked as District B.C. Welfare Officer, Srikakulam and Sri B. Balaraju, Jr. Asst., O/o DBCWO, Srikakulam dealt with the subject of distribution of clothing material to the Hostels during the year 2011-12 and requisitions or indents placed by the HWOs/ABCWOs and vouchers which were obtained from the officers to whom supplied the cloth were not available in their files.

Class wise particulars for the Year 2011-12											
Gender		Name of the ABCWO	3	4	5	6	7	8	9	10	Total
BOYS		Srikakulam - I	41	73	105	289	373	615	605	580	2681
		Srikakulam - II	74	114	161	364	447	582	528	491	2761
		Palakonda	25	47	138	237	351	405	392	464	2059
		Tekkali	54	54	105	304	386	471	600	508	2482
			194	288	509	1194	1557	2073	2125	2043	9983
GIRLS		Srikakulam - I	18	26	29	43	58	48	45	20	287
		Srikakulam - II	9	41	37	71	73	75	118	92	516
		Palakonda	6	7	14	24	28	57	60	35	231
		Tekkali	10	30	36	62	51	76	46	57	368
			43	104	116	200	210	256	269	204	1402

During the enquiry, following witnesses were examined and the documents were obtained from the District B.C. Welfare Office, Srikakulam.

During the enquiry, the following officers were examined.

On examination of Sri B. Ravichandra, he stated that he is the present District B.C. Welfare Officer, Srikakulam. On examination, he stated about the procedure in supply of uniform clothing material from the stage of submission of indents to the supply of uniforms to the HWOs. He has also stated about the irregularities and violations committed by Smt. R.V. Nagarani, the previous District B.C. Welfare Officer and the staff. He has also stated that the accounts and records of the O/o DBCWO were not inspected either by the AG audit or departmental officers, since 2009. He has also stated that Sri A. Kumara Swamy worked as Asst. B.C. Welfare Officer for Srikakulam-I and Smt. M. Jagadamba worked as Asst. B.C. Welfare Officer for Srikakulam – II unit during the academic year 2011-12.

On examination of Sri G.A.S.N. Murthy, he stated that he is working as Superintendent in the O/o DBCWO, Srikakulam. On examination, he stated that he was deputed to the O/o DSP, ACB, Srikakulam for assisting the ACB DSP, who is enquiring about the irregularities committed by Smt. R.V. Nagarani, previous DBCWO, Srikakulam in verification of the records and corroborated the facts revealed by the present DBCWO. He has also stated that the accounts and records of the O/o DBCWO were not inspected either by the AG audit or departmental officers.

On examination of Sri M. Raghavendra Rao, he stated that he is working as FAC ABCWO, Srikakulam-I. On examination, he stated that he was deputed to the O/o DSP, ACB, Srikakulam for assisting the ACB DSP, who is enquiring about the irregularities committed by Smt. R.V. Nagarani, previous DBCWO, Srikakulam in verification of the records and corroborated the facts revealed by the present DBCWO.

During the enquiry the following Documentary Evidence was collected.

1. File No. D5/178/2011 of the DBCWO, Srikakulam relating to the distribution of uniform cloth for the year 2011-12

On verification of the file, it is found that on 02.12.2010, the then District B.C. Welfare Officer, Srikakulam submitted indent to the Director, BC Welfare, AP, Hyderabad. They have to prepare the requirement of uniform cloth for the year 2011-12 as per the scale. But no such calculation sheet was prepared during the year 2011-12. The calculations sheet was prepared during the academic year 2013-14 during the tenure of Smt R. V. Nagarani as DBCWO, Srikakulam.

The Director, B.C. Welfare, AP, Hyderabad issued proceedings C.No. D3/8527/2010, Dated 31.12.2010 for supply of uniform cloth to the APCO for the year 2011-12 and the APCO supplied the indented cloth to the District B.C. Welfare Officer, Srikakulam as follows:

PARTICULARS OF CLOTH SUPPLIED BY THE APCO FOR THE UNIFORMS TO BE SUPPLIED TO THE BOARDERS DURING THE YEAR 2011 2012 AS PER THE INSTRUCTIONS OF COMMISSIONER OF B.C. WELFARE, AP, HYDERABAD VIDE PROCEEDINGS RC. NO. D3/84207/2010 DATED 31.12.2010					
Sl.No	**Cloth Details**	**APCO Bill No**	**Rs. per Meter**	**Page No. in file No. D5/178/2011**	**Dated**
	T.C. Shirting White				
1	25000.00	21979	49.50	49	28-07-2011
2	17858.00	22026	49.50	55	30-07-2011
3	26000.00	25072	49.50	179	12-11-2011
	68858.00				
	Navy Blue T.C. Suiting				
1	19931.40	22007	110.80	61	30-07-2011
2	23831.60	25488	110.80	209	13-01-2012
	43763.00				
	Pad Cloth				
1	3663.00	21896	34.70	67	25-07-2011

	Langa Cloth				
1	27820.00	25881	59.60	259	20-02-2012
	Poly Blouse White				
1	21520.00	25377	41.90	197	19-12-2011
	Poly Voni				
1	13920.00	25373	51.60	203	31-12-2011

The indents submitted by the HWOs and ABCWOs are not available in the file except statements of hostel wise, class wise cloth particulars dated 20.01.2012 prepared by the District B.C. Welfare Officer, Srikakulam. As per the note file and the statements dated 20.01.2012 during the academic year 2011-12, there were four ABCWOs at Srikakulam – I, II, Palakonda and Tekkali and in their jurisdiction there were 69 boys hostels and 10 girls hostels under B.C. Welfare Department in Srikakulam District. Note orders are available for supply of clothing materials to 5 Govt. Boys Hostels, Santhakaviti, P.L. Puram, Nivagam, Hiramandalam, Saravakota and Pathapatnam only and no orders of the District B.C. Welfare Officer, Srikakulam for supply of uniform cloth to other hostels are available in the note file.

As per the scale, as stated by the present DBCWO, Srikakulam and other witnesses and as per the calculation sheets prepared by the Jr. Asst., Sri B. Balaraju and the then DBCWO Smt. R.V. Nagarani vide page Nos. 5 to 27 of file No. D/175/2011 of the DBCWO, Srikakulam for the academic year 2013-14, the 9th and 10th class girls boarders of B.C. Welfare Hostels were required to be supplied 1.25 meters of Voni cloth per each uniform. But as per the entries made in the statements dated 20.01.2012 vide page Nos. 159 to 165 of the file, the DBCWO, Srikakulam supplied 2.5 meters of voni cloth to the Girl boarders of 7th class, 8th class, 9th class and 10th class. Thus they have supplied 9390 meters of Voni cloth instead of 2365 meters of Voni cloth. Thus they have caused loss of 7,025 meters of Voni cloth and the cost of the voni cloth is Rs.3,62,490/- @ 51.60 per meter.

The Langa cloth measuring 27,820 meters was received in District B.C. Welfare Office, Srikakulam through bill No. 25881 dated 20.02.2012 (page No. 259 of the file), but no entry was made in the stock & issue register on which date the cloth was received, but they have shown was issued to the hostels as per the statement dated 20.01.2012 (page Nos. 159 to 165 of the file the DBCWO, Srikakulam) and obtained the signatures of the ABCWOs.

2. <u>Stock & issue Register of O/o DBCWO, Srikakulam for the academic year 2011-12.</u>

On verification of the stock and issue register for the academic year 2011-12 of District B.C. Welfare Office, Srikakulam, it is found that the bill wise particulars relating to receipt of clothing materials from the APCO were not made in this register. It is also found that no entries were made regarding dates on which the uniform clothing materials were supplied to the ABCWOs. It is found that the registers were maintained very badly though the cost of the materials runs in crores of rupees. There are no signatures of the concerned office assistant and District B.C. Welfare Officer for the entries made in the register.

There are so many variations in the entries made in this register at page Nos. 32 & 33 and page No. 34 & 35 and the note file. As per the entries made at page Nos. 32 & 33 of this register, the supply of Langa cloth was shown nil to the Asst. B.C. Welfare Officers, but they have shown balance of Langa cloth as 11,090 meters against the langa cloth measuring of 27,820 meters received at page No. 34 & 35 of this register. There are no entries accounting for the 16,730 (27,820-11,090) meters of Langa cloth in this register. On verification of the entries made by the ABCWOs, vide page nos. 4, 33, 69 and 49 of Srikakkulam-I & II, Palakonda and Tekkali in the stock & issue registers of their offices, 9227.4 meters of Langa

cloth was only issued to them. Thus, there is a shortage of (16,730-9,227.4) 7,502.6 meters of langa cloth. Thus the District B.C. Welfare Officer and the Jr. Asst., have not accounted for the Langa cloth measuring about 7,502.6 meters and the value of the 7,502.6 meters of Langa cloth works out to Rs.3,71,378.70/- @ Rs. 49.5/- per meter.

As per the entries made at Page No. 33 of this register, 9663.6 meters of suiting cloth, 15026 meters of shirting cloth, 1750 meters of blouse cloth and 3605.2 meters of Voni cloth were issued to the ABCWO, Srikakulam-II, whereas as per the statement dated 20.01.2012 at Page NO. 161 of the file 9889.2 meters of suiting cloth, 15509 meters of shirting cloth, 2171 meters of pad cloth, 5993.6 meters of blouse cloth, 1486.8 meters of langa cloth and 3580 meters of voni cloth were issued to the ABCWO, Srikakulam-II. There are no signatures of the concerned office Assistant or District B.C. Welfare Officer on the entries made in the register.

3. **File No. D2/175/2011 of the DBCWO, Srikakulam for the academic year 2013-14**.

The calculation sheets were prepared by the Jr. Asst., Sri B. Balaraju and the then DBCWO Smt. R.V. Nagarani vide page Nos. 5 to 27 as per the scale for submitting the proposals to the Director, BC Welfare, AP, Hyderabad for supply of cloth. As per the statements, the girl boarders of 9th and 10th class students have to be supplied Voni cloth measuring 1.25 meters for each pair.

4. **Letter Rc. No. D2/166/2014/BCW Dated 18.08.2015 of the District B.C. Welfare Officer, Srikakulam**

The DBCWO, Srikakulam informed that Sri B. Balaraju, Jr. Asst. dealt the subject during the period from July, 2011 to February, 2014.

5. Stock & Issue registers of ABCWOs, Srikakulam-I & II, Palakonda and Tekkali for the academic year 2011-12.

On verification of the entries made by the ABCWOs, vide page nos. 4, 33, 69 and 49 of their stock & issue registers of ABCWOs, Srikakulam-I & II, Palakonda and Tekkali for the academic year 2011-12, 3072 meters of langa cloth was issued to ABCWO, Srikakulam-I, 2074.2 meters were issued to ABCWO, Srikakulam-II and 4108.2 meters of langa cloth was issued to ABCWO, Tekkali and ABCWO, Palakonda was not issued.

During enquiry, the entries made in the Stock & Issue registers of ABCWOs, Srikakulam-I & II, Palakonda and Tekkali for the academic year 2011-12 were compared with the entries made in the stock and issue of cloth register of the O/o DBCWO, Srikakulam for the academic year 2011-12.

As per the entries made at page No. 33 of stock & issue register of the office of the District B.C. Welfare Officer, they have supplied 9833 meters of T.C. suiting clothing to Sri A. Kumara Swamy, Asst. B.C. Welfare Officer, Srikakulam– I. But the Asst. B.C. Welfare Officer, Srikakulam-I shown supply of 12053.66 meters of T.C. suiting cloth to the HWOs at page No. 3 of stock & issue register of the ABCWO, Srikakulam-I as against the 9833 meters of cloth supplied by the District B.C. Welfare Officer. But there is no record, how the remaining 2220.66 meters of cloth obtained and supplied to the HWOs.

On comparison with the uniform clothing materials supplied by the District B.C. Welfare Officer, it is found that Sri A. Kumara Swamy, Asst. B.C. Welfare Officer, Srikakulam– I and Smt. M. Jagadamba, Asst. B.C. Welfare Officer, Srikakulam– II have supplied the following clothing materials to the Hostel Welfare Officers less than the clothing materials supplied by the District B.C. Welfare Officer, but not shown the balance in the records.

S.NO	Type of cloth	Supplied to the ABCWOs as per DBCWO records	Distributed to the HWOs as per the records of ABCWOs in mtrs	Difference in mtrs	Rate as per APCO per mtr in Rs.	Misappropriated amount in Rs.

		in mtrs				
1.	T.C. Shirting	14998.8	12713.2 (ABCWO,SKL-I)	2285.6	49.5	113137.20
2.	Voni	1710	810 (ABCWO,SKL-I)	900.00	51.6	46440.00
3.	T.C. shirting	15026.6	14506.6 (ABCWO,SKL-II)	519.00	49.5	25690.50
4.	T.C. Suiting	9663.6	9508.85 (ABCWO,SKL-II)	154.75	110.8	17146.30
	Total::::					**202414.00**

Thus the then ABCWO, Srikakulam–I Sri A. Kumara Swamy caused loss of Rs.1,59,577.20/- and Smt. M. Jagadamba, the then ABCWO, Srikakulam–II caused loss of Rs.42,836.80/- to the Govt. It is also found that the Asst. B.C. Welfare Officers, Srikakulam–I and Srikakulam–II have not maintained the uniform cloth stock & issue registers for the academic year 2011-12 properly. They have not shown the opening balance of the uniform cloth, cloth received, supplied and the balance of the clothing materials available at the end of the academic year. If any clothing material is pending, they have to show in the register and return the same to the District B.C. Welfare Officer immediately. They have shown only the clothing materials issued to the Hostel Welfare Officers.

For Charge-II

During the enquiry the following officers were examined.

On Examination of Sri B. Ravichandra, he stated that he is presently working as District B.C. Welfare Officer, Srikakulam. He stated about the procedure in supply of uniform cloth material from the stage of placing indents to the Director, B.C. Welfare, Hyderabad to supply of uniforms to the boarders through HWOs. He has also stated that during the academic year 2012-13, there were four ABCWOs at Srikakulam–I, II, Palakonda and Tekkali and in their jurisdiction, there were 69 boys hostels and 11 girls hostels under B.C. Welfare Department. On verification of the stock register for the academic year 2012-13 of District B.C. Welfare Office, Srikakulam, it is found that no entries were made about the dates of receipt of the cloth and the distribution of the cloth. The District B.C. Welfare Officer did not verify the entries made by the staff and not signed. During the academic year 2012-13, Smt. R.V. Nagarani worked as District B.C. Welfare Officer and Sri B. Balaraju, Jr. Asst. dealt the subject during the academic year.

He has also stated that the uniform cloth was shown supplied to the ABCWOs for supply of 4 pairs of uniforms to the boarders (Boys and girls) as per the strength shown below. The total strength of the boys and girls boarders was 10237 during the academic year 2012-13 as per the clothing materials supplied by the District B.C. Welfare Officer. But the District B.C.Welfare Office did not maintain any list of boarders accommodated in the B.C. Welfare Hostels during the academic year 2012-13.

Class wise particulars for the Year 2012-13										
	Name of the ABCWO	**3**	**4**	**5**	**6**	**7**	**8**	**9**	**10**	**Total**
B O	Srikakulam - I	34	59	98	286	334	529	559	518	2417

YS	Srikakulam - II	33	104	147	308	393	533	548	463	2529
	Palakonda	22	40	67	215	278	366	422	393	1803
	Tekkali	25	59	73	185	315	414	460	512	2043
		114	262	385	994	1320	1842	1989	1886	8792
GIRLS	Srikakulam - I	29	26	32	22	34	55	41	20	259
	Srikakulam - II	29	64	67	66	81	87	69	101	564
	Palakonda	13	21	21	35	33	27	49	52	251
	Tekkali	9	22	42	58	59	61	68	52	371
		80	133	162	181	207	230	227	225	1445

He has also stated that on verification of the records of Asst. B.C. Welfare Officers for the academic year 2012-13, it is found that the Asst. B.C. Welfare Officers, Srikakulam – I, Srikakulam –II have not maintained the uniform cloth stock registers properly. They have not shown the opening balance of the uniform cloth, cloth received, supplied and the balance of the clothing materials available at the end of the academic year. If any clothing material is pending, they have to show in the register and return the same to the District B.C. Welfare Officer immediately. They have shown only the clothing materials issued to the Hostel Welfare Officers.

On comparison with the uniform clothing materials supplied by the District B.C. Welfare Officer, it is found that the Asst. B.C. Welfare Officers of Srikakulam – I and Srikakulam – II have supplied the following clothing materials to the Hostel Welfare Officers less than the clothing materials supplied by the District B.C. Welfare Officer, but not shown the balance in the records.

S. NO	**Type of cloth**	**Distributed as per DBCWO in mtrs**	**Received as per ABCWO in mtrs**	**Difference in mtrs**	**Rate as per APCO per mtr in Rs.**	**Misappropriated amount in Rs.**
1.	T.C. Shirting	12279.1	11778.7 (ABCWO,SKL-I)	500.4	49.5	24769.80
2.	T.C. Shirting	14012.4	13293.7 (ABCWO,SKL-I)	718.7	49.5	35575.65
3.	Voni	3210	2920 (ABCWO,SKL-II)	290	51.6	14964.00
	Total::::					**75039.45**

The District B.C. Welfare Officer in his statement stated that Sri A. Kumara Swamy worked as Asst. B.C. Welfare Officer for Srikakulam-I and Smt. M. Jagadamba worked as Asst. B.C. Welfare Officer for Srikakulam – II unit during the academic year 2012-13. The records were not maintained correctly. The then District B.C. Welfare Officer, Smt. R.V. Nagarani did not verify the materials supplied by the District office and usage of clothing materials by the ABCWOs and caused loss to Govt. exchequer.

On examination of Sri G.A.Suryanarayana Murthy, he stated that He is presently working as Office Superintendent, O/o District B.C. Welfare Officer, Srikakualm and he corroborated the statement of the DBCWO.

On examination of Sri M. Raghavendra Rao, he stated that he is working as FAC ABCWO, Srikakulam-I. On examination, he stated that he was deputed to the O/o DSP, ACB, Srikakulam for assisting the ACB DSP, who is enquiring about the irregularities committed by Smt. R.V. Nagarani, previous DBCWO, Srikakulam in verification of the records and corroborated the facts revealed by the present DBCWO.

During the enquiry the following Documentary Evidence was collected.

1. **File No. D5/178/2011 of the DBCWO, Srikakulam relating to the distribution of uniform cloth for the year 2012-13.**

On verification of the file, it is found that on 20.01.2012, the then District B.C. Welfare Officer, Srikakulam submitted indent to the Director, BC Welfare, AP, Hyderabad. They have to prepare the requirement of uniform cloth for the year 2011-12 as per the scale. But no such calculation sheet was prepared during the year 2011-12. The calculations sheet was prepared during the academic year 2013-14 during the tenure of Smt R. V. Nagarani as DBCWO, Srikakulam.

The Director, B.C. Welfare, AP, Hyderabad issued proceedings C.No. D3/46/2012, Dated 25.04.2012 for supply of uniform cloth to the APCO for the year 2012-13 and the APCO supplied the indented cloth to the District B.C. Welfare Officer, Srikakulam as follows:

PARTICULARS OF CLOTH SUPPLIED BY THE APCO FOR THE UNIFORMS TO BE SUPPLIED TO THE BOARDERS DURING THE YEAR 2012 2013 AS PER THE INSTRUCTIONS OF COMMISSIONER OF B.C. WELFARE, AP, HYDERABAD VIDE PROCEEDINGS RC. NO. D3/46/2012 DATED 25.04.2012

Sl.No	Cloth Detials	APCO Bill No	Rs. per Meter	Page No. in file No. D5/178/2011	Dated
	T.C. Shirting White				
1	8000.00	238	49.5	107	06.06.2012
2	17428.30	737	49.5	125	21-07-2012
3	16671.70	1371	49.5	241	16-08-2012
	42100				
	Navy Blue T.C. Suiting				
1	16500.00	338	110.80	87	16-06-2012
2	11828.40	362	110.80	113	21-06-2012
	28328.40				
	Pad Cloth				
1	4500.00	383	34.70	101	22-06-2012
2	4251.80	1913	34.70	285	31-08-2012
	8751.80				
	Langa Cloth				
1	2568.00	419	59.60	93	22-06-2012
2	2568.00	1316	59.60	233	14-08-2012
	5136.00				

	Poly Blouse White				
1	NIL				
	Poly Vani				
1	5035..20	1370	51.60	247	16-08-2012

The indents submitted by the HWOs and ABCWOs are not available in the file except hostel wise, class wise cloth particulars statements dated 06.09.2012 prepared by the District B.C. Welfare Officer, Srikakulam. As per the note file and the statements dated 06.09.2012 during the academic year 2012-13, there were four ABCWOs at Srikakulam – I, II, Palakonda and Tekkali and in their jurisdiction there were 69 boys hostels and 11 girls hostels under B.C. Welfare Department in Srikakulam District. Note orders of the District Collector or District B.C. Welfare Officer, Srikakulam for supply of uniform cloth to hostels are not available in the note file vide page Nos. 13 & 15 of the file.

As per the scale, as stated by the present DBCWO, Srikakulam and other witnesses and as per the calculation sheets prepared by the Jr. Asst., Sri B. Balaraju and the then DBCWO Smt. R.V. Nagarani vide page Nos. 5 to 27 of file No. D/175/2011 of the DBCWO, Srikakulam for the academic year 2013-14, the 9th and 10th class girls boarders of B.C. Welfare Hostels were required to be supplied 1.25 meters of Voni cloth per each uniform. But as per the entries made in the statements dated 06.09.2012 vide page Nos. 255 to 261 of the file the DBCWO, Srikakulam supplied 2.5 meters of voni cloth to the Girl boarders of 7th class, 8th class, 9th class and 10th class. Thus they have supplied 8720 meters of Voni cloth instead of 2260 meters of Voni cloth. Thus they have caused loss of 6460 meters of Voni cloth and the cost of the voni cloth is Rs.3,33,336/- @ 51.60 per meter.

2. <u>Stock & issue Register of O/o DBCWO, Srikakulam for the academic year 2012-13.</u>

On verification of the stock and issue register for the academic year 2012-13 of District B.C. Welfare Office, Srikakulam, it is found that the dates on which they received the clothing materials from the APCO were not made in this register at page No. 68 of the register. It is also found that no entries were made regarding dates on which the uniform clothing materials were supplied to the ABCWOs at page No. 69 of the register. It is found that the registers were maintained very badly though the cost of the materials runs in crores of rupees. There are no signatures of the District B.C. Welfare Officer for the entries made in the register at page Nos. 68 to 71 of the register.

3. **File No. D2/175/2011 of the DBCWO, Srikakulam for the academic year 2013-14**.

The calculation sheets were prepared by the Jr. Asst., Sri B. Balaraju and the then DBCWO Smt. R.V. Nagarani vide page Nos. 5 to 27 as per the scale for submitting the proposals to the Director, BC Welfare, AP, Hyderabad for supply of cloth. As per the statements, the girl boarders of 9th and 10th class students have to be supplied Voni cloth measuring 1.25 meters for each pair.

4. **Letter Rc. No. D2/166/2014/BCW Dated 18.08.2015 of the District B.C. Welfare Officer, Srikakulam**

The DBCWO, Srikakulam informed that Sri B. Balaraju, Jr. Asst. dealt the subject during the period from July, 2011 to February, 2014.

5. **Stock & Issue registers of ABCWOs, Srikakulam-I & II for the year 2012-13.**

On verification of the stock & issue registers of Asst. B.C. Welfare Officers for the academic year 2012-13, it is found that Sri A. Kumara Swamy, Asst. B.C. Welfare Officer for Srikakulam-I and Smt. M. Jagadamba, Asst. B.C. Welfare Officer

for Srikakulam – II made entries about the issue of clothing material hostel wise at page Nos. 51 and 35 respectively. They have not maintained the uniform cloth stock registers properly. They have not shown the abstract of opening balance of the uniform cloth, cloth received, supplied and the balance of the clothing materials available at the end of the academic year. If any clothing material is pending, they have to show in the register and return the same to the District B.C. Welfare Officer immediately. They have shown only the clothing materials issued to the Hostel Welfare Officers.

On comparison with the uniform clothing materials supplied by the District B.C. Welfare Officer, it is found that the Asst. B.C. Welfare Officers of Srikakulam – I and Srikakulam–II have supplied the following clothing materials to the Hostel Welfare Officers less than the clothing materials supplied by the District B.C. Welfare Officer, but not shown the balance or returning of the cloth in the registers.

S. NO	Type of cloth	Distributed as per DBCWO in mtrs	Received as per ABCWO in mtrs	Difference in mtrs	Rate as per APCO per mtr in Rs.	Misappropriated amount in Rs.
1.	T.C. Shirting	12279.1	11778.7 (ABCWO,SKL-I)	500.4	49.5	24769.80
2.	T.C. Shirting	14012.4	13293.7 (ABCWO,SKL-I)	718.7	49.5	35575.65
3.	Voni	3210	2920 (ABCWO,SKL-II)	290	51.6	14964.00
	Total::::					**75309.45**

Thus Sri A. Kumaraswamy, who worked as ABCWO, Vizianagaram Rural at that time, was previously worked as ABCWO, Srikakulam-I caused loss of Rs.60,345/- and Smt.M.Jagadamba, who worked previously as ABCWO, Srikakulam-II and now retired from service caused loss of Rs.14,964/-.

6. Letter Rc. No. D2/166/2014/BCW dated 24.02.2016 of the District B.C. Welfare Officer, Srikakulam

The District B.C. Welfare Officer, Srikakulam informed that Smt. M. Jagadamba, who worked as Asst. B.C. Welfare Officer, Srikakulam-II from 02.09.2008 to 31.05.2014 and held Full Additional Charge for the post of ABCWO, Palakonda from 14.05.2013 to 27.03.2014 and she was retired from service on 31.05.2014.

During the course of enquiry and scrutiny of the records, the entries made in the Stock and Issue Registers of ABCWO, Srikakulam – I for the academic years 2011-2012 and 2012-2013 were compared with that of the entries made in the Stock and Issue of cloth register of the O/o DBCWO, Srikakulam for the academic years 2011-2012 and 2012-2013.

As per the entries made at page No. 159 of the file and page No. 33 of Stock and Issue Register of the office of DBCWO, it was shown that 9833 meters of TC suiting cloth was supplied to the charged officer who is the Assistant BC Welfare Officer, Srikakulam –I but he has shown supply of 12053.66 meters of T.C. suiting cloth to the HWOs at page No. 3 of Stock and issue Register of the ABCWO, Srikakulam-I as against 9833 meters of cloth supplied by the DBCWO. But there is no record as to how the remaining 2220.66 meters of cloth obtained and supplied to the HWOs. Further, he has not maintained the uniform cloth stock and issue registers properly for the academic year 2011-2012.

On comparison with the uniform clothing materials supplied by the DBCWO, it is found that the charged officer has supplied the clothing material to the Hostel Welfare Officers less than the clothing materials supplied by the DBCWO but not shown the balance in the records and thus, he caused loss of Rs.1,59,577.20/- to the Government for the academic year 2011-2012.

As for the academic year 2012-2013, the charged officer acknowledged the receipt of the clothing materials at Page No. 255 of the file and Page No. 69 of Stock and Issue Register of DBCWO, Srikakulam and made entries at page No. 51 of Stock and Issue Register of ABCWO, Srikakulam-I. He has not maintained the records in a proper way and not accounted for the suiting and shirting cloth and caused loss of Rs.60,345/-.

As per the oral and documentary evidence, it is proved that Sri A. Kumara Swamy(retired employee) while working as ABCWO, Srikakulam-I caused loss of Rs.1,59,577.20/- for the suiting and shirting cloth for the year 2011-12 and caused loss of Rs.60,345/- for the suiting and shirting cloth for the year 2012-13.

Thus, Sri A.Kumara Swamy, by his above mentioned acts, has exhibited lack of integrity, devotion to duty, gross dereliction of duty and conduct unbecoming of a Govt. Servant and thereby contravened Rules 3(1), (2) of APCS (Conduct) Rules, 1964.

The retired employee has therefore rendered himself liable for departmental action for major penalty.

Hence, the charge.

G ANANTHA RAMU
SPECIAL CHIEF SECRETARY TO GOVERNMENT

//FORWARDED :: BY ORDER//

SECTION OFFICER

[Annexure to G.O.Rt.No.93, BCW(D) Dept., Dt:11.08.2021]

ANNEXURE-III

LIST OF DOCUMENTS BY WHICH THE ARTICLE OF CHARGES FRAMED AGAINST SRI A. KUMARA SWAMY, ASSISTANT B.C. WELFARE OFFICER, VIZIANAGARAM RURAL, VIZIANAGARAM DISTRICT, PREVIOUSLY WORKED AS ASSISTANT B.C. WELFARE OFFICER, SRIKAKULAM-I, SRIKAKULAM DISTRICT ARE PROPOSED TO BE SUSTAINED.

Director General, ACB Final report Rc No.5/RE-VSK/2014-S.12, dated:29.06.2016

G ANANTHA RAMU
SPECIAL CHIEF SECRETARY TO GOVERNMENT

//FORWARDED :: BY ORDER//

SECTION OFFICER

[Annexure to G.O.Rt.No.93, BCW(D) Dept., Dt:11.08.2021]

ANNEXURE-IV

LIST OF WITNESSESS BY WHOM THE ARTICLE OF CHARGES FRAMED AGAINST SRI A. KUMARA SWAMY, ASSISTANT B.C. WELFARE OFFICER, VIZIANAGARAM RURAL, VIZIANAGARAM DISTRICT, PREVIOUSLY WORKED AS ASSISTANT B.C. WELFARE OFFICER, SRIKAKULAM-I, SRIKAKULAM DISTRICT ARE PROPOSED TO BE SUSTAINED

1) Sri B.Ravichandra, District BC Welfare Officer, Srikakulam
2) Sri G.A.S.N.Murthy, Superintendent, O/o DBCWO, Srikakulam
3) Sri M.Raghavendrarao, FAC, ABCWO, Srikakulam-I
4) Sri K.Rangaraju, Deputy Supdt. Of Police, ACB, Srikakulam Range
5) Any other witness connected to the case

G ANANTHA RAMU
SPECIAL CHIEF SECRETARY TO GOVERNMENT

//FORWARDED :: BY ORDER//

SECTION OFFICER